



LODI CITY COUNCIL

Carnegie Forum
305 West Pine Street, Lodi

AGENDA – REGULAR MEETING

Date: March 17, 2010

Time: 7:00 p.m.

For information regarding this Agenda please contact:

Randi Johl, City Clerk
Telephone: (209) 333-6702

6:55 p.m. Invocation/Call to Civic Responsibility. Invocations may be offered by any of the various religious and non-religious organizations within and around the City of Lodi. Invocations are voluntary offerings of private citizens, to and for the benefit of the Council. The views or beliefs expressed by the Invocation Speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the beliefs or views of any speaker.

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the City Clerk, located at 221 W. Pine Street, Lodi, and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the City Clerk's Office as soon as possible and at least 24 hours prior to the meeting date.*

C-1 Call to Order / Roll Call – N/A

C-2 Announcement of Closed Session – N/A

C-3 Adjourn to Closed Session – N/A

NOTE: THE FOLLOWING ITEMS WILL COMMENCE NO SOONER THAN 7:00 P.M.

C-4 Return to Open Session / Disclosure of Action – N/A

A. Call to Order / Roll call

B. Pledge of Allegiance

C. Presentations

C-1 Awards – None

C-2 Proclamations

a) Arbor Day (PR)

C-3 Presentations

a) Presentation by the Greater Lodi Area Youth Commission (COM)

D. Consent Calendar (Reading; Comments by the Public; Council Action)

D-1 Receive Register of Claims in the Amount of \$1,876,303.99 (FIN)

D-2 Approve Minutes (CLK)

a) February 17, 2010 (Regular Meeting)

b) March 2, 2010 (Shirtsleeve Session)

c) March 3, 2010 (Regular Meeting)

d) March 9, 2010 (Shirtsleeve Session)

D-3 Approve Specifications and Authorize Advertisement for Bids for 60,000 Feet of #1/0 AWG, 15kV, EPR-Insulated, Jacketed Concentric Neutral Underground Cable (EUD)

Res. D-4 Adopt Resolution Awarding Contract for DeBenedetti Park – Phase I Improvements, 2350 South Lower Sacramento Road, to Hemington Landscape Services, Inc., of Cameron Park (\$883,562) (PW)

- Res. D-5 Adopt Resolution Authorizing the City Manager to Execute Professional Services Agreement with Mark Thomas & Company, of Sacramento, for Preparation of the Harney Lane/Union Pacific Railroad Grade Separation Feasibility Study Report (\$49,184) and Appropriating Funds (\$58,000) (PW)
- Res. D-6 Adopt Resolution Authorizing the City Manager to Execute the Amendment Terminating Reimbursement Agreement Effective July 1, 2010, with North San Joaquin Water Conservation District for City Administrative Services Provided to the District (PW)
- Pulled Res. D-7 Adopt Resolution Authorizing the City Manager to Enter into a Letter of Agreement Between the City of Lodi and Ralcorp/Cottage Bakery for the Sale of Designated Electric Distribution Facilities (\$166,234) (EUD)
- Res. D-8 Adopt Resolution Approving Contract with Pyro Spectaculars, Inc. for 2010 Fourth of July Fireworks Show (\$16,000) (PR)
- Pulled Res. D-9 Adopt Resolution Authorizing the City Manager to File Claim for 2009/10 Transportation Development Act Funds in the Amount of \$1,930,253 from Local Transportation Fund and \$1,500 from State Transit Assistance Fund (PW)
- D-10 Approve Summer Transit Pass Program and Authorize Transportation Manager to Annually Adjust Time Period (PW)
- Res. D-11 Adopt Resolution Authorizing Destruction of Certain Citywide Records in Accordance with the Government Code and the City's Records Management Policy (CLK)
- Res. D-12 Adopt Resolution Revising the Order of Business for City Council Meetings (CLK)
- Res. D-13 Adopt Resolution Opposing AB X8 6/SB X8 6, Fuel Tax Swap (CM)
- D-14 Set Public Hearing for April 7, 2010, to Consider the Adoption of the General Plan (CD)
- D-15 Set Public Hearing for May 5, 2010, to Consider the Appeal of Brandt-Hawley Law Group on Behalf of Charles and Melissa Katzakian Regarding the Decision of the Planning Commission to Approve a Use Permit and SPARC Review for Costco Wholesale Development (CD)

E. Comments by the Public on Non-Agenda Items

THE TIME ALLOWED PER NON-AGENDA ITEM FOR COMMENTS MADE BY THE PUBLIC IS LIMITED TO FIVE MINUTES.

The City Council cannot deliberate or take any action on a non-agenda item unless there is factual evidence presented to the City Council indicating that the subject brought up by the public does fall into one of the exceptions under Government Code Section 54954.2 in that (a) there is an emergency situation, or (b) the need to take action on the item arose subsequent to the agenda's being posted.

Unless the City Council is presented with this factual evidence, the City Council will refer the matter for review and placement on a future City Council agenda.

F. Comments by the City Council Members on Non-Agenda Items

G. Comments by the City Manager on Non-Agenda Items

H. Public Hearings

- Res. H-1 Public Hearing to Approve the Draft 2010/11 Action Plan and the Reallocation of Available Funding for the Community Development Block Grant Program (CD)
- Res. H-2 Public Hearing to Consider Resolution Adopting Federal Fiscal Year 2010 Program of Transit Projects (PW)
- Res. H-3 Public Hearing to Consider Resolution Approving Contractual Consumer Price Index-Based Annual Adjustment to Rates for Solid Waste Collection (PW)

I. Communications

I-1 Claims Filed Against the City of Lodi – None

I-2 Appointments

- a) Appointments to Lodi Animal Advisory Commission: *Dan Phillips*; and Lodi Improvement Committee: *Sunil Yadav* (CLK)
- b) Post for Two Vacancies on the Lodi Arts Commission (CLK)

I-3 Miscellaneous – None

J. Regular Calendar

J-1 Receive Report Concerning Downtown Directional Sign Program and Provide Direction and Action as Appropriate (CM)

J-2 Approve Water Meter Cost, Extended Payment, and Payment Deferral Plan (PW)

Res. J-3 Select Gateway Design Feature for Lodi Avenue and Cherokee Lane and Adopt Resolution Authorizing the City Manager to Execute a Contract Change Order with Granite Construction Company, of Watsonville, for Work Related to Project Scope Expansion for Lodi Avenue Reconstruction Project and Appropriating \$675,000 (PW)

Pulled

J-4 Receive Report on Response to Comments on the Draft Environmental Impact Report/Environmental Assessment for I-5 Widening from Stockton to Southerly Limits of the White Slough Water Pollution Control Facility (CD)

Res. J-5 Adopt Resolution Awarding Contract for the Central Plume PCE/TCE Remedial Measures Project to Diede Construction, Inc., of Woodbridge (\$1,758,672.42), and Appropriating Funds (\$2,000,000) (PW)

K. Ordinances

Ord. K-1 Adopt Ordinance No. 1829 Entitled, "An Ordinance of the City Council of the City of Lodi Amending Lodi Municipal Code Title 15 – Buildings and Construction – by Repealing and Reenacting Chapter 15.60, "Flood Damage Prevention"; and Amending Lodi Municipal Code Title 17 – Zoning – by Repealing Chapter 17.51 in Its Entirety Relating to FP, Floodplain District" (CLK)

L. Adjournment

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

Randi Johl
City Clerk